

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**JASON L. BROWN,**  
Plaintiff,

v.

**PORT AUTHORITY TRANSIT  
CORPORATION, *et al.*,**  
Defendants.

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**CIVIL ACTION**

**NO. 22-3199**

**ORDER**

**AND NOW**, this 24<sup>th</sup> day of July, 2023, upon consideration of Defendant Delaware River Port Authority and Defendant Port Authority Transit Company’s Motion to Dismiss Plaintiff’s Third Amended Complaint for Failure to State a Claim (ECF No. 35), all papers in support thereof and opposition thereto, and for the reasons set forth in the accompanying Memorandum filed by this Court, it is hereby **ORDERED** that Defendants’ Motion to Dismiss (ECF No. 35) is **GRANTED; THIS ACTION IS DISMISSED WITH PREJUDICE, WITHOUT LEAVE TO AMEND.**

**IT IS FURTHER ORDERED** that Plaintiff Jason L. Brown’s Motion for Judgment on the Pleadings (ECF No. 36) is **DENIED** as **PREMATURE**—as the pleadings are not yet “closed”—and, alternatively, **DENIED** as **MOOT**—in light of this Order dismissing Plaintiff’s Third Amended Complaint with prejudice.

The Clerk of Court is **DIRECTED** to mark this matter **CLOSED**.

**IT IS SO ORDERED.**

**BY THE COURT:**

/s/ John Milton Younge  
**JUDGE JOHN MILTON YOUNGE**